

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**DECLARATION FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**GUIDE FOR SPINAL TOOLS, IMPLANTS, AND DEVICES**

the specification of which is filed concurrently herewith.

In the event that the filing date and/or Application No. are not entered above at the time I execute this document, and if such information is deemed necessary, I hereby authorize and request my attorneys/agent(s) at Nutter, McClennen & Fish, LLP, World Trade Center West, 155 Seaport Boulevard, Boston, Massachusetts 02210-2604, to insert above the filing date and/or Application No. of said application.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

**CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)**

I hereby claim the benefit under Title 35, United States Code, §120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56 which became available to me between the filing date of the prior application and the national or PCT international filing date of this application:

Application Number	Date of Filing	Status (Patented/Pending/Abandoned)
10/664,575	September 17, 2003	Pending
10/409,958	April 9, 2003	Pending
10/609,123	June 27, 2003	Pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

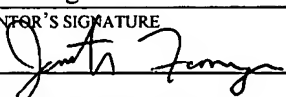
I hereby appoint all practitioners at **Customer Number 021125**, all of Nutter, McClennen & Fish, LLP, World Trade Center West, 155 Seaport Boulevard, Boston, Massachusetts 02210-2604, jointly, and each of them severally, my attorneys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U. S. Patent and Trademark Office connected therewith.

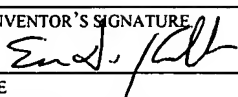
Please mail all correspondence to Lisa J. Michaud at **Customer Number 021125**, whose address is:

Nutter, McClennen & Fish, LLP  
World Trade Center West  
155 Seaport Boulevard  
Boston, Massachusetts 02210-2604

Please direct telephone calls to: Lisa J. Michaud at (617) 439-2550

Please direct facsimiles to: Lisa J. Michaud at (617) 310-9550

FULL NAME OF FIRST INVENTOR: <b>Jonathan Fanger</b>	
FIRST INVENTOR'S SIGNATURE 	DATE <b>2/10/04</b>
RESIDENCE <b>Fall River, Massachusetts</b>	
CITIZENSHIP <b>US</b>	
MAILING ADDRESS <b>3H Rolling Green Fall River, Massachusetts 02720</b>	

FULL NAME OF SECOND INVENTOR: <b>Eric D. Kolb</b>	
SECOND INVENTOR'S SIGNATURE 	DATE <b>2/10/04</b>
RESIDENCE <b>Quincy, Massachusetts</b>	
CITIZENSHIP <b>US</b>	
MAILING ADDRESS <b>308 Quarry Street Quincy, Massachusetts 02169</b>	